



THE CITY OF NEW YORK
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August 15, 2008

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The Honorable Harold Baer
United States District Judge
Southern District of New York
500 Pearl Street
New York, New York 10007

Attention: Anna

Re: Mangianello v. The City of New York et al.
07 Civ. 3644 (HB)

Dear Judge Bacr:

I am a Senior Counsel in the Office of Michael Cardozo, Corporation Counsel of the City of New York. I write concerning plaintiff's application for attorney's fees, filed with the Court on August 11, 2008. Defendants respectfully request that they be permitted to respond to said fee application after the Court decides the post-trial motions that are expected to be fully submitted on August 18, 2008. The reason for said request is that the pending motions request that the jury findings be altered. Defendants respectfully submit that the fee application is premature as the Court's rulings on the foregoing may affect plaintiff's fee application. Thus, in the interest of judicial economy, defendants request that the attorney's fees issue be deferred.

Thank you for your consideration in this matter.

Respectfully submitted,

Mark D. Zuckerman
Senior Counsel

Senior Counsel

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SO ORDERED:

Harold Baer, Jr., U.S.D.J.

Date:

Endorsement:

While I understand your arguments, I will deny your request so that I am sure there is an end to this litigation and for other reasons. If it requires more work after I decide the other post-trial motions it will be my work, too, and perhaps there will be no further work for any of us. The defendant has until August 25 to respond to the plaintiff's application with plaintiff's reply if any due by August 29, 2008.